

NEC Minutes

**National Executive Committee
Meeting Minutes
19-20 May 2000**



Maxwell AFB, Alabama

Civil Air Patrol
National Executive Committee
19-20 May 2000
Maxwell AFB AL

OPEN SESSION

CALL TO ORDERBrig Gen James C. Bobick, CAP
INVOCATION.....Ch, Lt Col, Kenneth Colton, USAF
PLEDGE OF ALLEGIANCECol Joseph D. McMillan, CAP
ROLL CALL.....Col Robert L. Brooks, CAP

NATIONAL EXECUTIVE COMMITTEE

Brig Gen James C. Bobick, CAP National Commander
Col Dennis Parkhurst, USAF Senior AF Advisor
Col Richard L. Bowling, CAPNational Vice Commander
Col Joseph D. McMillan, CAP National Chief of Staff
Col Larry D. Kauffman, CAPNational Finance Officer
Col David N. Simmons, CAP National Legal Officer
Col Andrew E. Skiba, CAP (absent)..... National Controller
Col Donald N. Prouty, CAP.....Northeast Region Commander
Col Gene D. Hartman, CAP.....Middle East Region Commander
Col William S. Charles, CAPGreat Lakes Region Commander
Col Joseph C. Meighan, Jr., CAPSoutheast Region Commander
Col Shelia J. Waldorf, CAP North Central Region Commander
Col Colin F. Fake, CAPSouthwest Region Commander
Col David L. Floyd, CAP..... Rocky Mountain Region Commander
Col Michael L. Pannone, CAP..... Pacific Region Commander

OTHER CORPORATE OFFICIALS

Col Robert L. Brooks, CAP	Executive Director
Col Scott Hamilton, CAP	Assistant Executive Director
Col Stanley Leibowitz, CAP	General Counsel
Mr. Paul J. Capicik	Director, Mission Support
Mr. Don R. Rowland	Director, Plans & Requirements
Mr. James L. Mallett	Director, Aerospace Education & Training
Mr. William R. Bean	Director, Cadet Programs
Col Scott Richards, CAP	Director, Personnel
Mr. Thomas E. Hicks	Director, Financial Management
Ms. Mary Nell Crowe	Director, Marketing & Public Relations
Col Glen Atwell, CAP	Director, Operations

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ATTEST:

OFFICIAL:

DAVID N. SIMMONS
Colonel, CAP
National Legal Officer

JAMES C. BOBICK
Brigadier General, CAP
National Commander

AGENDA ITEM 1

DP-01-0500

Information

**SUBJECT: Wing Commander Selection Process
NCR/CC-Col Sheila Waldorf**

INFORMATION BACKGROUND:

Three complaints were filed as a result of the process used to select the Kansas wing commander. A report was submitted following investigations of these complaints. These complaints were fully investigated in accord with provisions of CAPR 123-2.

Col Waldorf will present a briefing that will review the events that occurred in Kansas, and provide recommendations to avoid similar occurrences. The briefing will include, but not be limited to (a) using former region and wing commanders who successfully completed terms of office as members of interviewing boards whenever possible; (b) the issue of using cadets on the interviewing board; (c) not using chaplains; (d) the need to avoid even the appearance of impropriety and bias throughout the process.

COL WALDORF/NCR briefed this item. She provided two handouts: “What Went Wrong in Kansas,” and “Proposed Procedure to Select Wing Commanders.”

All 8 regions have provided proposals for wing commander selection, which have been reviewed by the Development Committee. After further input from the NEC, the committee will review all changes and codify the proposals into a national level proposal (to include “wing commander selection authority is the region commander with concurrence by the National Commander”) for approval at the August 2000 National Board Meeting.

FOLLOW-ON ACTION: NEC review of changes by 20 Jun 00, and inclusion in August 2000 National Board Agenda.

AGENDA ITEM 2

EX-04-0500

Information

**SUBJECT: Constitution and Bylaws
NLO-Col Dave Simmons**

INFORMATION BACKGROUND:

Col Simmons will present an update briefing on the status of the changes to the CAP Constitution and Bylaws.

COL SIMMONS/NLO briefed this item and provided a copy of the 12 May 2000 DRAFT of the CAP Constitution and Bylaws. After further revision, a revised Constitution and Bylaws will be submitted for approval at the August 2000 National Board Meeting.

FOLLOW-ON ACTION: To be included in the August 2000 National Board Agenda.

AGENDA ITEM 3

XP-02-0500

Action

SUBJECT: Committee Report

BACKGROUND:

1. Finance Committee—Col Kauffman

COL KAUFFMAN/NFO briefed and handed out a copy of the National Finance Committee Meeting Minutes, 18 May 2000, with 3 attachments (Atch 1).

Paragraph 1.b. NFC Minutes:

GEN BOBICK explained that the requested funds for the Deputy Chief of Chaplains to go out to at least four of the chaplain region staff colleges was really for the purpose of serving as the focal point for the eight region staff college's curricula. It is to assist in developing a unified position that would lead to retention and recruitment, which would help strengthen the CAP Chaplaincy.

COL BOWLING/CV moved, COL CHARLES/GLR seconded the motion that the NEC increase the budget line item of the chaplain program by \$2,400.

MOTION CARRIED

Paragraph 1.d. NFC Minutes:

COL HARTMAN/MER moved, COL BOWLING/CV seconded the motion that the NEC leave the Oshkosh Aircraft Display line item the way it was last year. Then have a study done between now and the execution of the budget to see if there needs to be a revamping of how we display aircraft in future years. (NOTE: This action would then allow PA to say, "We are bringing the Beaver this year. We are considering changing our display for next year. What impact would that have on EAA?")

MOTION CARRIED

FOLLOW-ON ACTION: National Commander appointed Col Pannone/PACR and Col Prouty/NER as an ad hoc committee to conduct the study approved in the motion. The chairman of the ad hoc committee will coordinate with Operations Committee.

Paragraph 3. NFC Minutes:

Action referred to New Business.

Paragraph 5. NFC Minutes:

Action referred to New Business.

Paragraph 6. NFC Minutes:

COL PANNONE/PACR moved, COL BOWLING/CV seconded the motion that the National Commander appoint a committee to study the National Cadet Competition (NCC) funding, with a report at the August 2000 National Board Meeting.

MOTION CARRIED (one opposed, one abstained)

FOLLOW-ON ACTION: The National Commander appointed: Col Waldorf/NCR (Chairman), Col Charles/GLR, and Col Floyd/RMR as a committee to study NCC funding. Col Waldorf, Chairman of this ad hoc committee, will coordinate with the Development Committee. To be included in the August 2000 National Board agenda.

COL KAUFFMAN/NFO moved that the NEC accept the proposed FY01 Financial Plan, submitted by the National Finance and as amended by the NEC in the presentation, for submission to the National Board for approval per Article VIII, paragraph 3.f. of the CAP Constitution and Bylaws.

MOTION CARRIED

2. Development Committee—Col Convery

MR. RICHARDS/DP briefed this item. A copy of the 17 April 2000 Development Committee minutes with 3 attachments were included in the agenda. The committee recommended three items for NEC consideration:

a. Wing Commander Selection Process:

It was agreed that region commanders could offer suggested changes to the draft guidelines provided by the committee. The changes are to be sent (e-mail or fax) to Col Fake who will provide them to the committee. The committee will provide final guidelines for approval at the August 2000 National Board Meeting.

b. Historian and Other Specialty Badges:

Revised proposed specialty badges, in color, were provided as approved by the Committee. Also presented, was a proposed alternative to the Professional Development badge, which did not go before the committee.

COL CHARLES/GLR moved, COL FLOYD/RMR seconded the motion to change the Professional Development badge by replacing the book and three hands with the scroll and torch as depicted in the inner portion of the proposed alternative.

MOTION CARRIED

It was agreed that the prop triangle would also be placed inside a blue shield as in the other badges.

COL HARTMAN/MER moved, COL FLOYD/RMR seconded the motion to change the Inspector badge by removing the magnifying glass.

MOTION CARRIED

It was agreed that for the Operations badge, the color scheme and direction of the aircraft be reviewed for accuracy.

It was agreed that for the Historian badge, the scroll be adjusted so that the prop doesn't lean to the left.

MOTION TO ADOPT THE PROPOSED SPECIALTY BADGES AS REVISED, CARRIED.

FOLLOW-ON ACTION: All badges are subject to a heraldry and National Historian review prior to production and distribution.

c. Staff College Ribbon:

COL PARKHURST suggested a way to decide the order of staff college ribbons below national level would be by seniority of establishment of the staff college. All agreed. The order would be from the viewer's left, the wearer's right: National Staff College, Region Staff College, Chaplain Staff College, Legal Officer's Staff College, IG Staff College.

MOTION TO ADOPT THE PROPOSED STAFF COLLEGE RIBBON AS AMENDED, CARRIED

GEN BOBICK reminded everyone that heraldry procedures must be followed on all CAP decorations.

3. Operations Committee—Col Skiba

COL McMILLAN/CS reported that there are currently two issues before the Operations Committee:

a. FLIR (Forward Looking Infrared Radar) is still in development.

b. Turn-in of Aircraft. There was discussion of the policy of turn-in of aircraft as a result of new aircraft purchases. The Executive Director was tasked to work with the Chairman of the Operations Committee to work out the agreed upon procedures.

4. Education & Training Committee—Col Pearson. Negative Report

5. Governance Committee—Col Franklin. Negative Report

6. Strategic/Tactical Evaluation & Planning Committee—Col Tobey

COL CHARLES reported that this committee is in the process of developing tactical aspects and metrics to see if they are meeting the strategic plan that was approved by the National Board.

AGENDA ITEM 4

XP-03-0500

Action

**SUBJECT: 2001 Site Selections
HQ CAP/XP-Don R. Rowland**

INFORMATION BACKGROUND:

Mr. Rowland will review the selection reports for the 2001 National Congress on Aviation and Space Education and the August 2001 National Board Meeting and Annual Conference.

PROPOSED NEC ACTION:

That the NEC approve the selected sites for NCASE and the National Board Meeting and Annual Conference for 2001.

ESTIMATED FUNDING IMPACT:

To be determined.

REGULATIONS AND FORMS AFFECTED:

None.

COMMITTEE RECOMMENDATION:

None required.

NEC ACTION:

MR. ROWLAND/XP briefed this item.

COL PANNONE/PACR moved, COL BOWLAND/CV seconded the motion that the NEC approve a policy that in the future the August National Board meeting be rotated among each of the 8 regions and that the location be staggered geographically from year to year as determined by the staff.

MOTION CARRIED

COL HARTMAN/MER moved, COL PROUTY/NER seconded the motion that the selection for the August 2001 National Board location is Cincinnati.

MOTION CARRIED

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Later in the meeting, the following rotation schedule was provided for August National Board Meetings:

2001 - Great Lakes Region

2002 - Northeast Region

2003 - North Central Region

2004 - Middle East Region

2005 - Pacific Region

2006 - Southeast Region

2007 - Rocky Mountain Region

2008 - Southwest Region

The NEC agreed that HQ CAP/XP and the applicable region commander, in coordination with the National Commander, will decide the location of the future August National Board meeting within that region, and notification will be made to the NEC at the May meeting.

AGENDA ITEM 5	XP-04-0500	Action
SUBJECT: 2001 NEC, NCASE and National Board Dates		
HQ CAP/XP-Don R. Rowland		

INFORMATION BACKGROUND:

The following dates have been coordinated on the Air University Calendar and no conflict exists at this time.

Proposed dates are:

<u>Event</u>	<u>Date</u>	<u>Location</u>
Winter NB & Congressional Events	1-3 Mar 01	Alexandria VA
NCASE	15-17 Mar 01	Minneapolis, MN
NEC	18-19 May 01	Maxwell AFB AL
NB & Annual Conference	16-18 Aug 01	Cincinnati, OH
NEC	2-3 Nov 01	Maxwell AFB AL

PROPOSED NEC ACTION:

The NEC approve the proposed NEC, NCASE and National Board dates for 2001.

ESTIMATED FUNDING IMPACT:

To be determined.

REGULATIONS AND FORMS AFFECTED:

None.

COMMITTEE RECOMMENDATION:

None required.

NEC ACTION:

MR. ROWLAND/XP briefed this item.

COL CHARLES/GLR moved, COL FAKE/SWR seconded the motion that the NEC select Minneapolis as the location for National Congress on Aviation and Space Education in 2001.

MOTION CARRIED

It was announced that in 2003, several organizations in the Cincinnati/Dayton area, including the Air Force Museum, would be celebrating the 100th anniversary of the aircraft.

Scott Crossfield, working with the American Institute of Aeronautics and Astronautics, will be supporting this event and invited CAP to join this celebration.

COL CHARLES/GLR moved, COL KAUFFMAN/NFO seconded the motion that the NEC select the Dayton/Cincinnati area as the location for the National Congress on Aviation and Space Education in 2003.

MOTION CARRIED

COL BOWLING/CV moved, COL CHARLES/GLR seconded the motion that the NEC approve the proposed NEC, NCASE, and National Board dates for 2001.

MOTION CARRIED

AGENDA ITEM 6

GC-01-0500

Action

**SUBJECT: Sale of CAP Owned Building
HQ CAP/GC-Col Stan Leibowitz**

INFORMATION BACKGROUND:

Minnesota wing is moving from 770 Bayfield Street, St. Paul Downtown Airport (Holman Field), St. Paul, Minnesota to a smaller airport across town. Col Sliwinski has been negotiating with a FBO at Holman to sell the building to Wings Inc. for \$175,000 and to transfer all lease rights to the lots on which the building stands. MN plans to use the proceeds to buy/build at the smaller airport.

PROPOSED NEC ACTION:

The NEC approve the sale of CAP owned building and transfer of all lease rights to lots 9A and 10 of said airport to Wings Inc. for \$175,000.

ESTIMATED FUNDING IMPACT:

To be determined.

HQ CAP STAFF COMMENTS:

None.

REGULATIONS AND FORMS AFFECTED:

None.

COMMITTEE RECOMMENDATION:

None required.

NEC ACTION:

COL LEIBOWITZ/GC briefed this item.

***COL WALDORF/NCR moved, COL KAUFFMAN/NFO seconded* the motion that the NEC approve the sale of CAP owned building and transfer of all lease rights to lots 9A and 10 of the St. Paul Downtown Airport (Holman Field) to Wings, Inc. for \$175,000. (NOTE: This motion does not establish any obligation of funds from Civil Air Patrol, Inc.)**

MOTION CARRIED

AGENDA ITEM 7

LG-01-0500

Action

**SUBJECT: Aircraft Purchases
CAP/EX – Col Brooks**

INFORMATION BACKGROUND:

Aircraft procurement money is available from federal funds for fiscal years 1999 and 2000. In order to spend these funds in a timely manner and to get the best deal on new aircraft, CAP/EX needs to start the negotiating process with aircraft manufacturers.

PROPOSED NEC ACTION:

The NEC authorize CAP/EX to enter into negotiations with manufacturers for the purchase of new aircraft.

ESTIMATED FUNDING IMPACT:

Aircraft funds available: 1999 - \$1,124,119; 2000 - \$2,600,000 **Total - \$3,724,119**

HQ CAP STAFF COMMENTS:

None.

REGULATIONS AND FORMS AFFECTED:

None.

COMMITTEE RECOMMENDATION:

None.

NEC ACTION:

MR. SHARP/DOV briefed comparisons of MAULE/CESSNA aircraft.

COL FLOYD/RMR moved, COL PANNONE/PACR seconded the motion that the NEC authorize CAP/EX to enter into negotiations with Maule Aircraft for the purchase of 15 new MT-7-235 aircraft for the primary purpose of tow aircraft for the glider program.

MOTION CARRIED (one abstention)

COL CHARLES/GLR moved, COL BOWLING/CV seconded the motion that the NEC make no changes to deliberations with Luscombe Aircraft or Cessna Aircraft at this time.

MOTION CARRIED (two abstentions)

AGENDA ITEM 8

MS-01-0500

Action

**SUBJECT: HQ CAP Form Changes
NCS-Col McMillan**

INFORMATION BACKGROUND:

It seems that sometimes we create a catch 22 in the process of introducing new forms by announcing a new form with an issue date and the caveat that all prior forms are now obsolete. On occasion the new form has not been made available at that time for a variety of reasons plus it does take some time to get the new forms out to all the units in the field. The suggestion was made to create a change over period of 90 days during which either form would be accepted. This should not be a problem if at the bottom of the form, an issue date is printed along with an obsolete date for all prior versions of the form set 90 days beyond the issue date. That way, either issue of the form would be acceptable during the change over period and we would not get into unnecessary hassles and delays because of a form change.

PROPOSED NEC ACTION:

The NEC approve a 90-day change over period on new forms initiated from HQ/CAP.

ESTIMATED FUNDING IMPACT:

To be determined.

HQ CAP STAFF COMMENTS:

To be presented at the NEC.

REGULATIONS AND FORMS AFFECTED:

All HQ forms.

COMMITTEE RECOMMENDATION:

None.

NEC ACTION:

COL McMILLAN/CS moved, COL FLOYD/RMR seconded the motion that the NEC approve a 90-day change over period on new forms initiated from HQ CAP. On all forms, when there is a change in the form format, there will be a transition period of 90 days from the date of the new form wherein both the old and the new forms may be used. At the end of 90 days all old forms will be destroyed and only the new forms will be used.

MOTION CARRIED

AGENDA ITEM 9

DO-02-0500

Action

**SUBJECT: Web Information Reporting System (WMIRS)
SWR/CC-Col Colin F. Fake**

INFORMATION BACKGROUND:

Aerial imaging will soon become a central component in CAP's mission profile. The upcoming transition to the 406 MHz emergency beacon will dramatically lessen CAP's mainstay SAR missions. Aerial imaging provides a valuable service to the U.S. Air Force, federal, state and local agencies. CAP has proven many times over its ability to perform this mission in both single frame video downlink and flyback video-photography to wide range of customers. (RE: the most recent being the demonstration for AMICC and FEMA on 4-5 April 2000.) These customers have enthusiastically received this technology and now expect CAP to perform this valuable mission. The mission readiness has for the last five years depended upon makeshift technology and a small number of dedicated personnel across the country making this happen. What has been successful can be better with the proper equipment. Now we must provide the necessary funding and command support to implement this mission capability on a national scale.

PROPOSED NEC ACTION:

The NEC approve adoption of the WMIRS system and single frame video equipment, and approve funding to fully implement and support this mission.

ESTIMATED FUNDING IMPACT:

A detail cost analysis and estimated funding will be presented to the NEC by a team of CAP experts.

HQ CAP STAFF COMMENTS:

To be presented at the NEC.

REGULATIONS AND FORMS AFFECTED:

None.

COMMITTEE RECOMMENDATION:

The committees are still investigating and will report at the NEC.

NEC ACTION:

COL FAKE/SWR provided three handouts to support this item: (1) Point Paper on Single-Frame Video down link System, (2) Copy of the slide briefing, and (3) CAP Video Imaging Implementation Plan (Atch 2). Col Fake opened the briefing and introduced Col Thommie

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Herndon, the Rapid Response Coordinator for National Headquarters, and the other presenters on this subject who completed the slide briefing.

COL BOWLING/CV moved, COL FAKE/SWR seconded the motion that the NEC approve the concept and move forward with the implementation plan as presented.

MOTION APPROVED

COL BOWLING/CV moved, COL CHARLES/GLR seconded the motion that the National Commander appoint a committee of four from the NEC to work with the director of the program (Col Herndon) to seek funding from outside sources, through grant monies.

MOTION CARRIED

FOLLOW-ON ACTION: National Commander appointed Col Pannone/PACR, Col Prouty/NER, Col Charles/GLR, and Col Meighan/SER to work with Col Herndon on the best method of funding from outside sources. (Mr. Gremillion will serve as an Advisor). The chairman of the ad hoc sub-committee will coordinate with the Operations Committee. To be included in the appropriate NB/NEC Agenda.

AGENDA ITEM 10

Action

SUBJECT: Additional Old Business

1. ITEM: Air Force Museum Display

COL CHARLES/GLR reported that the script for the display is in the second draft. All photographs have been selected and when the script is complete, they will want the size to duplicate the photographs. The lighting, mannequin, uniform, chicken coop (WW II communications room) with radio, and photo duplication have been arranged at no cost to CAP. When time permits the museum will put it all together. The museum is discussing a dedication of the display on 1 December 2000. The current draft and architectural drawings are available for review.

GEN BOBICK explained that this project has been on-going for some time. Gen Bobick asked Drew Steketee, Chairman of CAP Historical Foundation, and his deputy, Jack Foss, to accelerate this project. They have made periodic and formal presentations to the museum curator and the project is now moving forward. The museum curator and staff are providing outstanding support to this project.

2. ITEM: Operating Practices of National Board Standing Committees

COL McMILLAN/CS handed out a CS MEMORANDUM TO the NEC, 19 May 2000, Subject: Functional Procedures for Standing Committees; an informational May 2000 NEC agenda item along with a copy of CS MEMO TO, Committee Chairs, 16 August 1999, Subject: Committee Operating Practices. Col McMillan stated that some people had the impression that everything had to go through the committees before coming to the NEC or National Board. He added that this is to clarify that that isn't necessarily so.

AGENDA ITEM 11

Action

SUBJECT: Additional New Business

1. ITEM: TRM Program in PACR (FRO Responsibility)—PACR/CC, Col Pannone

COL PANNONE/PACR briefed the TRM Program in Pacific Region, which was written by Maj Thompson, CAP-USAF PACLR/DO. It was determined to be a great idea and is in place, but the program was not well received by the pilots in the region. They discussed how long to keep the TRM paperwork and after legal review, it was determined that 5 years was sufficient. So the Pacific Region decided to keep all flight release paperwork for 5 years, the location determined by wing commanders.

COL PANNONE explained that since Flight Release Officers (FRO) and Mission Coordinators (MC) are charged to help pilots go through the TRM, some people believe this puts more responsibility on the FRO and MC and in effect make them a dispatcher. Col Pannone disagrees that they have the authority to say a flight must go, but does believe the FRO and MC become an extension of the management of CAP, and as such can say no to a flight.

COL PARKHURST added that many times A and B missions are involved, and there is federal government liability as well. He emphasized the need to make sure CAP pilots are aware of that. It is not just their decision that is on the line. There are a lot of other people looking over their shoulders.

ACTION: GEN BOBICK tasked Col Pannone and Col McMillan to draft a letter for National Commander signature to clarify the corporate position, to be sent to commanders at all levels, after legal review.

COL CHARLES/GLR moved, COL FAKE/SWR seconded the motion that the NEC instruct the Operations Committee to conduct a complete review of the Flight Release Officer program and regulations in view of Operational Risk Management (ORM), and in view of the self-releasing options in the regulations. Additionally, the Operations Committee is to look at trying to ensure that investigations of incidents, if there are lessons to be learned, are included in the ORM Program. The Operations Committee will make recommendations to the NEC as soon as possible on changes to the regulation, if necessary, to put safety and emphasis into this program.

MOTION CARRIED

FOLLOW-ON ACTION: Inclusion in appropriate NEC Meeting Agenda.

GEN BOBICK reminded the commanders of the need to be safety conscious and to continually remind commanders at all levels to place emphasis on safety.

2. ITEM: Funding for Committee Chairs—General Bobick

COL BOWLING/CV moved, COL WALDORF/NCR seconded the motion that the NEC fund the committee chairs in the amount of \$10,000.

MOTION WAS DEFEATED (six opposed; two abstained)

3. ITEM: Accounting for Non-expendable Equipment—HQ CAP/FM, Mr. Tom Hicks

MR. HICKS briefed this item as referred to in paragraph 3 of the National Finance Committee Minutes, 18 May 2000. Mr. Hicks also referred DoD Grant and Agreement Regulations, DoD 3210.6-R, 13 Apr 98, which identified equipment as “Tangible non-expendable personal property including exempt property charged directly to the award having a useful life of more than one year and an acquisition cost of \$5000 or more per unit. However, consistent with recipient policy, lower limits may be established.” He added that the issues of the DRMO are not being addressed here because that is a different area and there may be rules there that CAP would still need to comply with.

COL KAUFFMAN/NFO moved, COL PROUTY/NER seconded the motion that the NEC adopt this policy with the caveat that the implementation will be in accordance with all directives, including those of DRMO.

MOTION CARRIED

FOLLOW-ON ACTION: FM will make changes to appropriate directives and send implementing instructions to the field.

4. ITEM: Oshkosh—Gen Bobick

GEN BOBICK referred to paragraph 5 of the National Finance Committee Minutes, 18 May 2000, and presented a slide briefing which outlined the deplorable conditions of the facilities at Oshkosh. He stated that “If CAP is going to keep this facility, it needs to be put on a national basis, and it needs to be run like all of our other programs. The National Headquarters need to be involved in it, we need to bring the building up to code which will cost approximately \$25,000 this year and program additional funds on an annual basis.”

COL KAUFFMAN/NFO moved, COL BOWLING/CV seconded the motion that the NEC authorize the expenditure of approximately \$23,000 - \$25,000 to bring the Oshkosh facility up to code so that it can be used this year. Additionally, a team of volunteers and staff will determine a plan of action for improvement of the Oshkosh facility for future years. The team will report back at the November 2000 NEC Meeting.

MOTION CARRIED

FOLLOW-ON ACTION: National Commander appointed Col Charles/GLR, (Chairman), Col Hartman/MER, Col Waldorf/NCR, Col Floyd/RMR, as the team, along with Col Kauffman/NFO to serve as a consultant, and Col Bean/CP as an advisor. Col Charles, Chairman of this ad hoc committee, will coordinate with the Chairman of the Development Committee. To be included in the November 2000 NEC Agenda.

5. ITEM: General Counsel Update—HQ CAP/GC, Col Stanley Leibowitz

COL LEIBOWITZ/GC provided an update on Litigation, pending FAA rulings, and the status of the IRS Group Tax Exemption.

6. ITEM: Rangers, Inc./Hawk Mountain, PA—HQ CAP/GC, Col Stanley Leibowitz

COL LEIBOWITZ/GC briefed that in 1984, CAP acquired a small company called Rangers, Inc. and all its stock, which owned Hawk Mountain in Pennsylvania. At that time they directed that Hawk Mountain (approximately 75 acres and a building) be transferred to CAP and that Rangers, Inc. be dissolved. Before the transfer, discrepancies in the deeds of the actual acreage were discovered and monies were never made available to straighten out the problem. Therefore, the deed was never signed, Rangers, Inc. was never dissolved. There is one remaining person on that corporation, the stock of which is owned by CAP. Col Leibowitz recommended that a CAP board of directors be appointed for Rangers, Inc.; that CAP get the title to the property straightened out; that the Rangers, Inc. Board of Directors execute the deed; and that Rangers, Inc. needs to be dissolved. He recommended that Gen Bobick, Col Bowling, and Col Simmons be appointed to the Board of Directors and release the remaining member of the original Board of Directors. He also recommended that this matter be referred to committee for resolution.

COL KAUFFMAN/NFO moved, COL CHARLES/GLR seconded the motion that the NEC appoint Gen Bobick, Col Bowling, and Col Simmons to the Board of Directors of Rangers, Inc. to replace the existing members.

MOTION CARRIED

FOLLOW-ON ACTION: General Counsel will advise the new Board of Directors on the transfer of the deed and the dissolution of Rangers, Inc.

COL CHARLES/GLR moved, COL KAUFFMAN/NFO seconded the motion that the NEC appropriate up to \$6,000 out of the financial plan to pay for surveys to clear the title for Hawk Mountain.

MOTION CARRIED

7. ITEM: National Award for Moral Leadership Officers—HQ CAP/HC, Chaplain Ken Colton

GEN BOBICK briefed this item as outlined in the added Agenda Item (Atch 3).

COL BOWLING/CV moved, COL FAKE/SWR seconded the motion that the NEC approve a national Moral Leadership Officer of the Year Award to be given at its Annual Convention. The first presentation of this award will at the August 2000 National Board.

MOTION CARRIED

8. ITEM: Vehicle Inspection—NCS, Col McMillan

COL McMILLAN referenced a CAP-USAF/LG document, Operators Vehicle Inspection Check List, with a letter instructing each person who drives a vehicle the first time that day to perform the inspection outlined on the checklist. He added that this letter went out to all units. He suggested there were problems with this procedure and would most likely result in regulation violations.

In discussion, it was pointed out that the creation of this new checklist could result in a great amount of paperwork. It was suggested that maybe the existing vehicle inspection form could be modified to add monthly mileage, and for daily trips the activity could be identified by a code.

GEN BOBICK stated that CAP should respectfully request a revisit to this CAP-USAF policy change.

COL PARKHURST replied that this matter was brought to his attention a couple of weeks ago. He is already working a resolution and would welcome CAP input.

9. ITEM: Seat Stops on Aircraft—PACR/CC, Col Michael Pannone

COL PANNONE/PACR read an e-mail written by a CAP member expressing concern that seat stops on aircraft are failing at an alarming rate. He suggested that CAP needs to remove the locks and inspect aircraft for seat stop wear. He also handed out TECH NOTE No. 005 from Cessna Pilots Association on this subject. Col Pannone recommended Operations Committee action.

COL PANNONE/PACR moved, COL WALDORF/NCR seconded the motion that the NEC refer this matter to the Operations Committee in concert with General Counsel.

MOTION CARRIED

FOLLOW-ON ACTION: Col McMillan refers action to the Operations Committee with instruction to include General Counsel in the deliberations.

10. ITEM: Request for Retirement of Lt Col Mia Rivera—PACR/CC, Col Pannone

COL PANNONE/PACR provided a resume and stated that Lt Col Mia Rivera, CAP, wishes to retire from CAP but due to age will not be able to achieve the required 20 years. Col Rivera has been very active for the 10 years that she has served in CAP and has received numerous awards for her participation in CAP activities. Col Pannone recommended that someone of her stature should be allowed to retire from CAP.

COL PANNONE/PACR moved, COL WALDORF/NCR seconded the motion that CAP adopt a philosophy that a person can retire from CAP if 70 years old and has served for 10 years of qualifying service.

COL BOWLING/CV moved a substitute motion, COL KAUFFMAN/NFO seconded the substitute motion that the NEC recognize Lt Col Mia Rivera for her exceptional service by approving a Certificate of Retirement.

MOTION TO ACCEPT THE SUBSTITUTE MOTION CARRIED

MOTION CARRIED

FOLLOW-ON ACTION: DP issue Certificate of Retirement to Lt Col Mia Rivera, CAP.

11. ITEM: Cloth Glider Pilot Wings—SWR/CC, Col Colin Fake

GEN BOBICK pointed out that CAP has cloth wings for the flight suits and BDUs, but does not have cloth glider wings.

COL MEIGHAN/SER moved, COL FAKE/SWR seconded the motion that the NEC approve cloth wings for glider pilot wings for CAP.

MOTION CARRIED

FOLLOW-ON ACTION: Bookstore action to make cloth wings available for glider pilot wings.

12. ITEM: Update on DOD/IG and GAO Reports—CAP-USAF/CC, Col Parkhurst

COL PARKHURST stated that he thought it would be useful to discuss the on-going DOD/IG and GAO Reports. He briefed that one IG report is out as well as a draft of the GAO Report, and one more IG report expected. He said: “I want to commend CAP, as

an aside to these reports. One of the consistent messages in the two reports that we have seen, is that the Cooperative Agreement and Statement of Work that the NEC worked on in January, are viewed as a good fix toward most of the problems that they found. I think that is a real pat on the back to CAP for being involved in the crafting of documents that end up being viewed that way by independent observers.” He solicited discussion about these documents.

COL BOWLING/CV also noted that when the GAO Report was received, it validated what CAP had done in a meeting that morning.

13. ITEM: Uniform Criteria and Reduction of Uniforms—SWR/CC, Col Colin Fake

COL FAKE/SWR moved, COL FLOYD/RMR seconded the motion that the NEC task the Development Committee to look into restricting the wear of Air Force-style flight suits and BDUs to those CAP members that meet the grooming standards.

MOTION CARRIED (two abstentions)

COL FAKE/SWR moved, COL BOWLING/CV seconded the motion that the NEC task the Development Committee to look into the feasibility of reducing the number and styles of CAP uniforms.

MOTION CARRIED

FOLLOW-ON ACTION: Col McMillan refers action on the above two motions to the Development Committee.

14. ITEM: Real Property Issue in Vermont—NER/CC, Col Don Prouty

COL PROUTY/NER stated that he had a real property issue in Vermont. Some time ago, at a former Reserve Center, the federal government deeded property to a city with a covenant that said CAP should always have use of that land. The city now wants to sell the property, and in exchange have offered to build a new facility for CAP on the field.

COL PROUTY/NER moved, COL BOWLING/CV seconded the motion that the NEC give approval for the Vermont Wing to accept the offer to give them alternate buildings for their location.

MOTION CARRIED

FOLLOW-ON ACTION: Northeast Region and Vermont Wing work with General Counsel to accomplish the above action.

15. ITEM: Office Symbol of Professional Development—HQ CAP/ET, Mr. Mallett

GEN BOBICK stated that when the new title of Professional Development (vice Senior Training) was approved, it came out as a 2-letter office symbol, PD. It is really a division under Education and Training, so with the concurrence of the NEC, the symbol will be changed from PD to ETP.

16. ITEM: Professional Development Course (ACSC AY-2000 Research Project)—HQ CAP/ET, Mr. Mallett

MR. MALLET/ET introduced the Air Command and Staff College team members that accepted the CAP Senior Member Professional Development Course as their ACSC academic year group project (AY-2000 Research Project). This effort resulted in a web-based technical project that was briefed by this team (Atch 4). In recognition of the superior efforts of this team, a CAP Meritorious Service Medal was presented to the team leader, Maj Mike Foster, who is a CAP member. Honorary Membership Certificates were presented to the other six team members: Maj Shane Courville, Lt Col Tim Fox, Maj Craig Hall, Maj Jim Kuhns, Maj Jim McGann, and Maj Gary Renfrow.

17. ITEM: Signature of Cooperative Agreement and Statement of Work—CAP-USAF/CC, Col Parkhurst

COL PARKHURST reminded that the Air Force wants the Cooperative Agreement and Statement of Work signed as soon as possible.

18. ITEM: Letter to Congress—General Bobick

GEN BOBICK stated that the NEC earlier decided not to send the proposed letter to Congress because of the contentious language issue. It has now come to his attention that since the bulk of the letter referred to funding, he now has a recommendation to send the letter addressing only funding.

COL BOWLING/CV moved, COL KAUFFMAN/NFO seconded the motion that the NEC authorize the dispatch of the proposed letter to Congress, to be sent by wing commanders, as originally written, with the March language attached, emphasizing that CAP is supporting the joint CAP/AF position.

NOTE: The letters were only sent to those 37 wings whose congressional delegations sit on the House and Senate Armed Services Committees.

COL GRIEDER suggested that it might be better to split the letters and have one letter address only legislation, stating that the Air Force and CAP agree on the legislation that was developed in February and sent to Congress in March. That letter would basically

constitute the last two paragraphs of the proposed 19 May 2000 letter, with the elimination of the example sentence. Then if CAP decides to send another letter on funding that it be a separate letter.

19. ITEM: Conference Call with Gen Kehoe

GEN BOBICK briefed the background. "In March, the joint CAP/AF recommendation was submitted on funding and the proposed rewrite of PL 9441 (CAP Supply Bill). Both the House and the Senate committee reports on the funding and the words were identical, though we were significantly under-funded. In reviewing the language, which would establish among other things the Board of Governors, there was a slight difference between the House and Senate version. The House supported an 11-member board. They deleted the appointee by the Senate and the House. The Senate version had the 13-member board. But, both said that the Secretary of the Air Force would appoint the four CAP members, two of which would not be the National Commander and National Vice Commander. That all four would be elected by the membership under the guidelines and supervision of the Secretary of the Air Force. We have written a letter to Congress expressing that we had a jointly decided position through the Air Force and CAP, and that is the position that we are supporting. I can guarantee you without any reservation that neither Gen Kehoe nor his staff had anything to do with this rewrite. He was as surprised as we were. There obviously was some external influence."

GEN BOBICK stated that because Gen Kehoe could not be present at the NEC meeting, he expressed a desire to have a conference call during the meeting. Col Grieder, a member of Gen Kehoe's staff, attended the NEC on Friday afternoon.

GEN KEHOE said he wanted to reiterate and state unequivocally that the Air Force had nothing to do with the change in the congressional language. He added, "We stand by the language that we all agreed to. A change to have the Secretary of the Air Force writing regulations on how he will select your governing board is inappropriate. It was never intended that way. All of our negotiations were based on a balanced relationship and balanced outcome." He referenced changes made by CAP on the legislation to submit to Congress that were different to those jointly agreed upon and stated the need to rally around where CAP and the Air Force were before. Gen Kehoe identified the new CAP language: (1) The change in the way the Grants and Agreements Act would apply to CAP when performing its missions. It was moved from where it was in the legislation. This gives the impression that the Grants and Agreements Act only applies when you are doing an Air Force assigned mission or when you are actually performing as the auxiliary of the Air Force as opposed to when you are using federal assets. The Grants and Agreements Act applies to the program when you are using the federal dollars. Section 9443 b.2.a. (2) The other one has to do with the introduction of an idea of the Secretary establishing Memoranda of Agreement with state and local authorities on the utilization of CAP in terms of instrumentality status. That was not in the original agreement. Section 9442 b.2. (3) Had to do with the Secretary prescribing regulations pertaining to the volunteer civilian auxiliary of the Air Force. That got dropped out. What we had agreed to was that

the Secretary would prescribe regulations when you are acting as the auxiliary of the Air Force. So the omission of that changes the complexion also. Gen Kehoe added, "These changes the agreement that we originally reached which I think needs to be the centerpiece of position right now, both of us, on how we proceed. We both agreed to it, we both sent it to the Congress, all in good faith."

GEN BOBICK stated that CAP would not want to do anything that would make substantive changes to what was agreed upon. He added, "Our position is that the Air Force and CAP negotiated in good faith a position that we both supported and that is the position that we want to go forward."

GEN KEHOE stated again, "The agreement that we reached, the Air Force stands by it."

GEN BOBICK replied, "Excellent, and we definitely support that 100 percent. That is our position too. We sat down, we came to an agreement, and let us do it."

GEN KEHOE stated, "I think that is a great step forward. We have a procedure that we use, just like we did when we submitted the legislation, and unless you hear otherwise, you can expect that is what we are going to do."

COL LEIBOWITZ/GC provided rationale to Gen Kehoe on the three changes. In discussion, Gen Kehoe stated that he felt the original language covered these areas.

Both Gen Bobick and Gen Kehoe agreed that they would stand by what was submitted in March. It was suggested that both CAP and the Air Force need to tell Congress that they stand by the joint agreement submitted in March.

GEN KEHOE also reported, "The Air Force continues to work with Senator Harkin's office to get that office to give you the assurances that you were looking for before moving ahead. You can expect that I will be trying, through the Secretary and the Chief, to try to get Senator Harkin to go along with our agreement. The Secretary is trying to get him to agree that what we have done is the right thing and is best for both the CAP and the Air Force."

20. ITEM: CD Card—General Bobick

GEN BOBICK reminded members of the NEC that are involved with the aviation portion of CAP to make sure Customs and DEA qualifications (CD Card) are up to speed. He emphasized, "Be sure to keep your qualifications current."

21. ITEM: Committee Advisors—General Bobick

The NEC agreed that the National Finance Officer and the National Legal Officer are advisors to all the committees.

22. ITEM: Clarification of Ad Hoc Committees—General Bobick

It was clarified that the committees appointed in this meeting are ad hoc committees of the National Commander. The ad hoc committees will work with the applicable standing committees and keep them informed. The ad hoc committees will inform standing committee chairs and will have the opinion of the appropriate standing committee chair included in their report.

GENERAL BOBICK thanked all of the staff and the people who came for this meeting. He announced that the NEC was going into Executive Session and upon completion of Executive Session, the NEC would adjourn.

AT THE CONCLUSION OF THE EXECUTIVE SESSION, THE NEC ADJOURNED AT 1545, SATURDAY, 20 MAY 2000.